THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

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WRIT PETITION No : 18419 of 2005

Dated: 23-08-2005

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Between:

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Smt. Paruchuru Navaneethamma,

W/o. Vara Prasad, aged 30 years,

Occ: Cultivation, R/o. Door No.5-50,

Khadarpalem Village,

Kaligiri Mandal, Nellore District.

Petitioner…

AND

The District Collector,

Nellore District, Nellore and others.

Respondents…

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ORDER:

This writ petition is filed seeking writ of *Mandamus* to declare the action of the respondents in making attempts to dispossess the petitioner from the lands in an extent of Acs.3.00 cents of Dry (Metta) land in Survey.No.62 and Ac.1.00 cents of Dry (Metta) land in Sy.No.40 vide “D” Form patta F.Dis No.1/1413 covered by patta No.1470 situated at Krakaturu village, Kaligir Mandal, Nellore District as illegal and arbitrary and for a consequential direction to the respondents not to interfere with the possession and enjoyment of the lands in question.

The petitioner filed affidavit in support of the writ petition stating that being a landless poor, after conducting enquiry, she was assigned the aforementioned lands vide proceedings dated 01-08-2003 by the then Mandal Revenue Officer, Kaligiri. Thereafter, the petitioner was put in possession and by investing huge amounts she brought the lands in question under cultivation. The present writ petition is filed apprehending that the Mandal Revenue Officer has visited the village on 23-07-2005, and canvassed that all the lands assigned to the land less poor were going to be cancelled and everybody would be forcibly dispossessed by 21-08-2005.

Heard the learned counsel for the petitioner, learned Government Pleader for Revenue and perused the material on record.

Having considered the facts and circumstances of the case, without going into the merits of the case, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to dispossess the petitioner from the land in question, without following due process of law.

The writ petition is accordingly disposed of at the stage of admission. No order as to costs.

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ELIPE DHARMA RAO, J

Dated: 23-08-2005

LSK